

CIVIL COVER SHEET

I. (a) PLAINTIFFS

Jason A. Richer

(b) County of Residence of First Listed Plaintiff Providence
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

Thomas W. Lyons, Strauss, Factor, Laing & Lyons
One Davol Square, Suite 305, Providence, RI
02903, (401) 456-0700

DEFENDANTS

Town of North Smithfield, et al.

County of Residence of First Listed Defendant Providence

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE
LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

<input type="checkbox"/> U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)
<input type="checkbox"/> U.S. Government Defendant	<input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
(For Diversity Cases Only)

	PTF	DEF	PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	<input type="checkbox"/> 6	<input type="checkbox"/> 6
Foreign Nation				

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Admiralty
 120 Marine (Other)
 340 Marine (Injury to Seamen)Admin/Agency Appeals Other
 890 Other Statutory Actions (APA Appeals, IDEA Appeals, Other)Bankruptcy
 422 Appeal 28 U.S.C. § 158
 423 Withdrawal 28 U.S.C. § 157Banks and Banking
 140 Negotiable Instruments
 430 Banks and BankingAnti-trust
 410 Anti-TrustConstruction Contracts
 130 Miller Act
 190 Other ContractsSecurities Law & Stockholder Suits
 160 Stockholders' Suits
 850 Securities/Commodities/ExchangeOther - Business/Comm.
 196 Franchise
 490 Cable/Satellite TVConsumer Credit
 190 Other Contracts
 371 Truth in Lending
 480 Consumer Credit

Civil Rights	Constitutional Law
	<input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 440 Other Civil Rights (Constitutionality of Federal Statutes)
	Elections and Voting
	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 441 Voting
Other - Civil Rights	
<input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 446 Americans with Disabilities <input type="checkbox"/> 448 Civil Rights-Education	

Employment and Employee Benefits	Copyright & Trademark (Intellectual Property)
	<input type="checkbox"/> 820 Copyright <input type="checkbox"/> 840 Trademark

Employment and Employee Benefits	Employment Discrimination
	<input type="checkbox"/> 442 Employment <input type="checkbox"/> 445 Americans with Disabilities-Employment <input type="checkbox"/> 440 Other -Civil Rights
	ERISA
	<input type="checkbox"/> 791 Employment Ret. Inc. Security Act

Employment and Employee Benefits	Other Employment Benefits
	<input type="checkbox"/> 190 Other - Contract <input type="checkbox"/> 442 Other - Employment
	CONTINUED ON REVERSE SIDE

Environmental Law	<input type="checkbox"/> 893 Environmental Matters
	<input type="checkbox"/> 462 Naturalization App. <input type="checkbox"/> 465 Other Immigration Actions

Indian Law	<input type="checkbox"/> 890 Other Statutory Actions
	<input type="checkbox"/> 110 Insurance Contract

Insurance	<input type="checkbox"/> 710 Fair Labor Standards Act
	<input type="checkbox"/> 720 Labor/Management Relations Act

Labor and Occupational Safety	<input type="checkbox"/> 740 Railway Labor Act
	<input type="checkbox"/> 751 Labor: Family and Medical Leave Act

Miscellaneous Civil Cases	<input type="checkbox"/> 790 Other Labor Litigation
	<input type="checkbox"/> 150 Recovery of Overpayment and Enforcement of Judgment (Collections)
	<input type="checkbox"/> 151 Medicare Act
	<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (excluding Veterans)

Miscellaneous Civil Cases	<input type="checkbox"/> 153 Recovery of Overpayment of Veterans' Benefits
	<input type="checkbox"/> 370 Other Fraud
	<input type="checkbox"/> 375 Other Statutes: False Claims Act
	<input type="checkbox"/> 440 Other Civil Rights (Immigration/Deportation)

Employment and Employee Benefits	<input type="checkbox"/> 450 Commerce
	<input type="checkbox"/> 460 Deportation
	<input type="checkbox"/> 625 Drug related seizure of property
	CONTINUED ON REVERSE SIDE

Miscellaneous Civil Cases Continued	<input type="checkbox"/> 690 Other (Forfeiture/Penalty)
	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)

Indian Law	<input type="checkbox"/> 871 IRS-Third Party (26 U.S.C. § 7609)
	<input type="checkbox"/> 890 Other Statutory Actions

Insurance	<input type="checkbox"/> 891 Agricultural Acts
	<input type="checkbox"/> 895 Freedom of Information Act

Labor and Occupational Safety	<input type="checkbox"/> 896 Other Statutes: Arbitration
	<input type="checkbox"/> 899 Other Statutes: Admin. Procedures Act/Review/Appeal of Agency Decision

Patents (Intellectual Property)	<input type="checkbox"/> 830 Patents
	<input type="checkbox"/> 830 Patents

Prisoner Petitions	<input type="checkbox"/> HABEAS CORPUS
	<input type="checkbox"/> 463 Alien Detainee(Habeas)

Prisoner Petitions	<input type="checkbox"/> 510 Motions to Vacate Sentence (Habeas)
	<input type="checkbox"/> 530 General (Habeas)

Prisoner Petitions	<input type="checkbox"/> 535 Death Penalty (Habeas)
	<input type="checkbox"/> OTHER

Real and Personal Property	<input type="checkbox"/> 540 Mandamus and Other
	<input type="checkbox"/> 550 Civil Rights (1983)
	<input type="checkbox"/> 555 Prison Conditions(1983)
	<input type="checkbox"/> 560 Civil Detainee-Cond. of Confinement

Real and Personal Property	<input type="checkbox"/> 210 Land Condemnation
	<input type="checkbox"/> 220 Foreclosure

Real and Personal Property	<input type="checkbox"/> 230 Rent, Lease and Ejectment
	<input type="checkbox"/> 240 Torts to Land
	<input type="checkbox"/> 290 All other Real Property
	<input type="checkbox"/> 380 Other Personal Property Damage

RICO	<input type="checkbox"/> 470 RICO
	<input type="checkbox"/> 470 RICO

Social Security	<input type="checkbox"/> 661 HIA (1395f)
	<input type="checkbox"/> 662 Black Lung (923)

Social Security	<input type="checkbox"/> 663 DIWC/DIWV (405(g))
	<input type="checkbox"/> 664 SSID Title XVI

Social Security	<input type="checkbox"/> 665 RSI (405(g))
	<input type="checkbox"/> 665 RSI (405(g))

Mass Torts	<input type="checkbox"/> 360 Other Personal Injury
	<input type="checkbox"/> Products Liability

Products Liability	<input type="checkbox"/> 195 Contract Product Liability
	<input type="checkbox"/> 245 Tort Product Liability

Products Liability	<input type="checkbox"/> 315 Airplane Product Liability
	<input type="checkbox"/> 345 Marine Product Liability

Products Liability	<input type="checkbox"/> 355 Motor Vehicle Product Liability
	<input type="checkbox"/> 365 Personal Injury Product Liability

Products Liability	<input type="checkbox"/> 385 Property Damage Product Liability
	<input type="checkbox"/> Professional Malpractice

Professional Malpractice	<input type="checkbox"/> 362 Personal Injury - Med. Malpractice
	<input type="checkbox"/> Motor Vehicle Accidents/Slip and Fall

Motor Vehicle Accidents/Slip and Fall	<input type="checkbox"/> 350 Motor Vehicles
	<input type="checkbox"/> 360 Other Personal Injury

Other Torts and Personal Injury incl. Asbestos cases	<input type="checkbox"/> 310 Airplane
	<input type="checkbox"/> 320 Assault, Libel and Slander

Other Torts and Personal Injury incl. Asbestos cases	<input type="checkbox"/> 330 Federal Employers' Liability
	<input type="checkbox"/> 360 Other Personal Injury (Fed. Tort Claims Act)

Other Torts and Personal Injury incl. Asbestos cases	<input type="checkbox"/> 360 Other Personal Injury
	<input type="checkbox"/> 367 Personal Injury: HealthCare/Pharmaceutical Personal Injury Product Liability

Other Torts and Personal Injury incl. Asbestos cases	<input type="checkbox"/> 368 Asbestos Personal Injury
	<input type="checkbox"/> 368 Asbestos Personal Injury

V. ORIGIN (Place an "X" In One Box Only) 1
Original Proceeding 2
Removed from
State Court 3
Remanded from
Appellate Court 4
Reinstated or
Reopened 5
Transferred from
another district
(Specify) 6
Multidistrict
Litigation 7
Appeal to District Judge
From Magistrate Judgment

VI. CAUSE OF ACTION	Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):	
	42 U.S.C. Sec. 1983	
	Brief description of cause:	
	violations of the 2nd and 14th Amendments of the United States Constitution and Art. 1, Sec. 2 and 22 of the RI Constitution	

VII. REQUESTED IN COMPLAINT	<input type="checkbox"/> Check if this is a Class Action Under F.R.C.P. 23	DEMAND \$	JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check YES <u>only</u> if demanded in complaint)
VIII. RELATED CASE(S) IF ANY	JUDGE _____		DOCKET NUMBER _____

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.

4/23/15

Date _____

/s/ Thomas W. Lyons

Signature of Attorney of Record

INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44
 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil cover sheet. These tips coincide with the Roman Numerals on the Cover Sheet.

- I. COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- III. CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed only if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV. NATURE OF SUIT: Place an X in the appropriate box. Make sure to select the Nature of Suit from the category which best describes the primary cause of action found in your complaint. You must select only one nature of suit.
- VIII. RELATED CASES, IF ANY: This section of the JS-44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

FOR OFFICE USE ONLY

Receipt # _____	Amount _____	Applying IFFP _____	Judge _____	Mag. Judge _____
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